

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION II
290 Broadway
New York, New York 10007-1866

NOTICE OF DRAFT UIC PERMIT
NOTICE OF PUBLIC HEARING ON DRAFT UIC PERMIT
TO INJECT FLUIDS INTO AN INJECTION WELL

Public Notice No. 04-14

Permit No. NYU119401

Date: March 11, 2004

National Fuel Gas Supply Corp., 10 Lafayette Square, Buffalo, NY 14203, has applied to the United States Environmental Protection Agency (EPA) under provisions of the Safe Drinking Water Act, 42 U.S.C. 300f et seq. (the Act), for a new Underground Injection Control (UIC) permit to inject fluids into its Class II injection well - SC-546 at 42°07'30" latitude/77°47'30" longitude, RD#1 Peet Road, Wellsville, New York 14895, to take effect upon the expiration of the existing permit on May 13, 2004. The operating, monitoring and reporting requirements in the draft permit are identical to those found in the existing permit. Injection of the fluids occurs into the Oriskany Sandstone at a depth of approximately 4,678 feet.

This notice is being given to inform the public that EPA has prepared a draft Permit No. NYU119401. This draft permit contains standards, prohibitions and other conditions necessary to carry out the provisions of the Act. If, after the conclusion of the proceedings summarized below, the Director of the Division of Enforcement and Compliance Assistance, Region II, EPA makes a final decision to issue the permit, the permittee will be required to comply with all the conditions in that permit.

The draft permit prepared by EPA is based on the administrative record. The administrative record is on file on the 20th floor, EPA, Region II at the address below and may be inspected and copied at a charge of \$.15 per copy sheet at any time between 8:30 A.M. and 4:00 P.M., Monday through Friday. A copy of the draft permit and other available information may be obtained by writing to the address below.

Interested persons may submit comments on the draft permit to the Chief, Water Compliance Branch at the below address no later than 30 days from the date of this notice. All persons, including the permittee, who believe that preparation of a draft permit is not appropriate have an obligation to raise all reasonably ascertainable issues and submit all reasonably available arguments and factual grounds supporting their position, including all support material by the close of the public comment period. All supporting material must be submitted unless it is already included in the administrative record. If the Division of Enforcement and Compliance Assistance Director finds that comments timely submitted appear to raise substantial new questions, he or she may reopen the public comment period and schedule a public hearing.

The permittee and any other person who submits timely written or oral comments or requests notice of the final permit decision shall receive notice of the Division Director's final decision. Within 30 days of service of such notice, any interested person may petition the Administrator to review any condition of the permit decision.

Written comments on the draft permit must be received by 30 days from the date of this notice. Please address comments to:

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Dore LaPosta
Director
Division of Enforcement Compliance and Assistance